

US EPA ARCHIVE DOCUMENT

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
and)	
)	
THE STATE OF MISSOURI,)	
)	No. 4:07-CV-1120 (CEJ)
Plaintiffs,)	
)	
and)	
)	
MISSOURI COALITION FOR THE)	
ENVIRONMENT FOUNDATION,)	
)	
Plaintiff/Intervenor,)	
)	
v.)	
)	
THE METROPOLITAN ST. LOUIS)	
SEWER DISTRICT,)	
)	
Defendant.)	
)	

NOTICE OF LODGING OF CONSENT DECREE

Plaintiff, the United States of America, by and through the undersigned attorneys, respectfully lodges the accompanying proposed Consent Decree, attached hereto, between the United States and the Missouri Coalition for the Environment Foundation as Plaintiffs, and the Metropolitan St. Louis Sewer District as Defendant, which if approved, will resolve the claims in the above-captioned matter. The United States is ***not*** requesting any action by the Court at this

time on the proposed Consent Decree.

Consistent with Department of Justice regulations (28 C.F.R. § 50.7), the United States is inviting the public to comment on the proposed Consent Decree for a period of thirty days before seeking judicial approval. The public comment period will begin upon publication of a notice in the Federal Register, which we anticipate will occur shortly. Upon expiration of that comment period, the United States will advise the Court of any comments received and of the United States' position as to whether the proposed Consent Decree should be approved and entered by this Court. The United States may withhold its consent to the proposed Consent Decree if the comments disclose facts or considerations which indicate that the proposed Consent Decree is improper, inappropriate, inadequate, or not in the public interest.

The United States respectfully requests that the Court await, before considering whether to approve and enter the proposed Consent Decree as an order of this Court, a subsequent submission by the United States regarding any comments received during the public comment period and the United States' position regarding entry of the proposed Consent Decree.

Dated: August 4, 2011

Respectfully submitted,

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/s/ Kathryn C. Macdonald
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 4th day of August, 2011, I caused a true and correct copy of the foregoing, Notice of Lodging of Consent Decree and Consent Decree with attached Appendices, Case No. 4:07-CV-1120 (CEJ), UNITED STATES ET AL V. METROPOLITAN ST. LOUIS SEWER DISTRICT, to be electronically filed with the Clerk of the Court using the CM/ECF system which sent a Notice of Electronic Filing to the following persons:

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